

### **REMARKS**

Claims 1-35 are pending in the application, of which claims 1, 8, 15, 21, 26, and 31 are independent claims. Claims 1-5, 7-12, 14-15, 17-23, 26-29, and 31-35 stand finally rejected under the judicially-created doctrine of obviousness-type double patenting. Claims 6, 13, 16, 24-25, and 30 are subject to an objection, which is assumed to be based on the rejections to the base claims.

#### **Power of Attorney**

A newly-executed Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address identifying this application by application number and filing date is being filed with this response, and is accompanied by a Statement under 37 C.F.R. § 3.73(b) executed by the Assignee, Inovo, Inc. Recognition of the undersigned attorney as an Attorney of Record is respectfully requested.

#### **Double Patenting Rejection**

The non-statutory double-patenting rejections of claims 1-5, 7-12, 14-15, 17-23, 26-29, and 31-35 are based on U.S. Patent No. 6,647,982, which is the parent of the subject application. The applicants do not admit that any claims are obvious in view of U.S. Patent No. 6,647,982. In response, however, a Terminal Disclaimer in compliance with 37 C.F.R. § 1.321(b)(iv) is enclosed to obviate the rejections. It is expected that this Terminal Disclaimer also cures the objections.

Acceptance of the Terminal Disclaimer and reconsideration of the rejections of and objections to claims 1-35 is respectfully requested.

#### **Amendments to the Specification**

The RELATED APPLICATIONS section of the Specification has been amended to correct the status of the related applications. Acceptance is respectfully requested.

AMENDMENT AND RESPONSE UNDER 37 CFR § 1.116 – EXPEDITED PROCEDURE

Serial Number:: 10/715,031

Dkt: 2173.1004-003

Filing Date: November 17, 2003

Title: Interlock System for Gas Flow Device

---

CONCLUSION

The applicants respectfully submit that the claims are in condition for allowance and notification to that effect is respectfully requested. The Examiner is invited to telephone the undersigned attorney at 781-239-8131 to facilitate prosecution of this application.

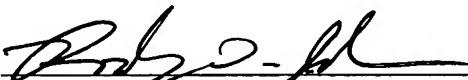
If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 50-3739.

Respectfully submitted,

R.D. Johnson & Associates, P.C.

781-239-8131

Date February 16, 2006

By   
Rodney D. Johnson  
Reg. No. 36,558

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16th day of February, 2006.

Rodney D. Johnson  
Name

  
Signature